

“(1) the offense occurs in whole or in part within the United States; or

“(2) regardless of where the offense occurs—

“(A) the victim or offender is—

“(i) a national of the United States or an alien lawfully admitted for permanent residence; or

“(ii) a member of the Armed Forces of the United States, regardless of nationality; or

“(B) the offender is present in the United States, regardless of the nationality of the victim or offender.”; and

(2) by adding at the end the following:

“(e) **NONAPPLICABILITY OF CERTAIN LIMITATIONS.**—In the case of an offense described in subsection (a) and further described in subsections (c)(1) and (c)(3), an indictment may be found or an information may be instituted at any time without limitation.

“(f) **CERTIFICATION REQUIREMENT.**—

“(1) **IN GENERAL.**—No prosecution for an offense described in subsection (a) shall be undertaken by the United States except on written certification of the Attorney General, the Deputy Attorney General, or an Assistant Attorney General, which function of approving prosecutions may not be delegated, that a prosecution by the United States is in the public interest and necessary to secure substantial justice.

“(2) **OFFENDER PRESENT IN UNITED STATES.**—For an offense for which jurisdiction exists under subsection (b)(2)(B) (and does not exist under any other provision of subsection (b)), the written certification required under paragraph (1) of this subsection that a prosecution by the United States is in the public interest and necessary to secure substantial justice shall be made by the Attorney General or the Deputy Attorney General, which function may not be delegated. In issuing such certification, the same official shall weigh and consider, among other relevant factors—

“(A) whether the alleged offender can be removed from the United States for purposes of prosecution in another jurisdiction; and

“(B) potential adverse consequences for nationals, servicemembers, or employees of the United States.

“(g) **INPUT FROM OTHER AGENCY HEADS.**—The Secretary of Defense and Secretary of State may submit to the Attorney General for consideration their views generally regarding potential benefits, or potential adverse consequences for nationals, servicemembers, or employees of the United States, of prosecutions of offenses for which jurisdiction exists under subsection (b)(2)(B).

“(h) **NO JUDICIAL REVIEW.**—Certifications under subsection (f) and input from other agency heads under subsection (g) are not subject to judicial review.

“(i) **RULES OF CONSTRUCTION.**—Nothing in this section shall be construed as—

“(1) support for ratification of or accession to the Rome Statute of the International Criminal Court, which entered into force on July 1, 2002; or

“(2) consent by the United States to any assertion or exercise of jurisdiction by any international, hybrid, or foreign court.”.

SA 6591. Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 6552 proposed by Mr. LEAHY to the bill H.R. 2617, to amend section 1115 of title 31, United States Code, to amend the description of how performance goals are achieved, and for other purposes; which was ordered to lie on the table; as follows:

On page 2404, after line 3, insert the following:

TITLE VIII—OTHER PROVISIONS

SEC. 801. INCREASE IN STATE HOUSING CREDIT CEILING FOR 2022, 2023, 2024, 2025.

(a) **IN GENERAL.**—Section 42(h)(3)(I) is amended to read as follows:

“(I) **INCREASE IN STATE HOUSING CREDIT CEILING FOR 2022, 2023, 2024 AND 2025.**—In the case of calendar years 2022, 2023, 2024, and 2025, each of the dollar amounts in effect under clauses (I) and (II) of subparagraph (C)(ii) for any such calendar year (after any increase under subparagraph (H)) shall be increased by multiplying such dollar amount by 1.125.”.

(b) **EFFECTIVE DATE.**—The amendment made by this section shall apply to calendar years beginning after December 31, 2021.

SEC. 802. TAX-EXEMPT BOND FINANCING REQUIREMENT.

(a) **IN GENERAL.**—Section 42(h)(4)(B) is amended to read as follows:

“(B) **SPECIAL RULE WHERE A REQUIRED PERCENT OF BUILDINGS IS FINANCED WITH TAX-EXEMPT BONDS SUBJECT TO VOLUME CAP.**—For purposes of subparagraph (A), paragraph (1) shall not apply to any portion of the credit allowable under subsection (a) with respect to a building if—

“(i) 50 percent or more of the aggregate basis of any such building and the land on which the building is located is financed by any obligation which is described in subparagraph (A) and issued in a calendar year other than 2023, 2024, or 2025,

“(ii) 40 percent or more of the aggregate basis of such building and the land on which the building is located is financed by any obligation which is described in subparagraph (A) and issued in calendar year 2023,

“(iii) 33 percent or more of the aggregate basis of such building and the land on which the building is located is financed by any obligation which is described in subparagraph (A) and issued in calendar year 2024, or

“(iv) 25 percent or more of the aggregate basis of such building and the land on which the building is located is financed by any obligation which is described in subparagraph (A) and issued in calendar year 2025.”.

(b) **EFFECTIVE DATE.**—The amendment made by this section shall apply to any building any portion of which, or of the land on which the building is located, is financed by an obligation which is described in section 42(h)(4)(A) of the Internal Revenue Code of 1986 and which is part of an issue the issue date of which is after December 31, 2022, and before January 1, 2026.

SA 6592. Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 6552 proposed by Mr. LEAHY to the bill H.R. 2617, to amend section 1115 of title 31, United States Code, to amend the description of how performance goals are achieved, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

DIVISION KK—TAX AND TRADE MATTERS

SEC. 1. TABLE OF CONTENTS.

The table of contents for this division is as follows:

Sec. 1. Table of contents.

TITLE I—LOW INCOME HOUSING TAX CREDIT

Sec. 10001. Increase in state housing credit ceiling for 2022, 2023, 2024, 2025.

Sec. 10002. Tax-exempt bond financing requirement.

TITLE II—PROMOTING AMERICAN COMPETITIVENESS

Subtitle A—Reauthorization and Reform of Generalized System of Preferences

Sec. 20001. Modification of eligibility criteria for beneficiary developing countries.

Sec. 20002. Supplemental reviews and reporting.

Sec. 20003. Extension of Generalized System of Preferences.

Subtitle B—Temporary Duty Suspensions and Reductions

Sec. 20011. Reference.

PART I—NEW DUTY SUSPENSIONS AND REDUCTIONS

Sec. 20021. Shelled pine nuts.

Sec. 20022. Licorice extract.

Sec. 20023. Refined Carrageenan.

Sec. 20024. Irish dairy chocolate crumb.

Sec. 20025. Pepperoncini, preserved in vinegar.

Sec. 20026. Coconut water in PET bottles.

Sec. 20027. 9,11-Octadecadienoic acid.

Sec. 20028. Liquid galacto-oligosaccharides.

Sec. 20029. Beverage containing coconut water.

Sec. 20030. Animal feed additive containing guanidinoacetic acid.

Sec. 20031. Tungsten concentrate.

Sec. 20032. Piperylene.

Sec. 20033. Normal paraffin M (alkanes C10–C14).

Sec. 20034. Neodymium (Nd) metal.

Sec. 20035. Praseodymium (Pr) metal.

Sec. 20036. Heavy rare earth metals, dysprosium (Dy) metal and terbium (Tb) metal.

Sec. 20037. Scandium crystal.

Sec. 20038. Hexafluorotitanic acid.

Sec. 20039. Silica gel cat litter with tray.

Sec. 20040. Dioxosilane spherical particles (mean particle size 0.046–0.054 mm).

Sec. 20041. Silica gel cat litter.

Sec. 20042. Sulfuryl dichloride.

Sec. 20043. FS-10D acicular electroconductive tin oxide.

Sec. 20044. Certain potassium fluoride.

Sec. 20045. Other potassium fluoride.

Sec. 20046. LiPF₆.

Sec. 20047. LiPO₂F₂.

Sec. 20048. Ammonium fluoroborate.

Sec. 20049. Sodium tetrafluoroborate.

Sec. 20050. Ferric chloride.

Sec. 20051. Ferrous chloride.

Sec. 20052. Cupric chloride dihydrate.

Sec. 20053. Copper chloride anhydrous.

Sec. 20054. Manganese chloride anhydrous.

Sec. 20055. Manganese chloride tetrahydrate.

Sec. 20056. Reducing agent.

Sec. 20057. Manganese carbonate.

Sec. 20058. Potassium tetraborate.

Sec. 20059. Potassium pentaborate.

Sec. 20060. Ammonium thiocyanate.

Sec. 20061. Modified amine complex of boron trifluoride.

Sec. 20062. Trichlorosilane.

Sec. 20063. 1,3-Dichloropropene.

Sec. 20064. Hexafluoroisobutylene (HFIB).

Sec. 20065. 1,1,1,2,2,3,3,4,4,5,5,6,6-Tridecafluoro-8-iodooctane.

Sec. 20066. Ethyl benzyl chloride.

Sec. 20067. Perfluoroalkyl sulfonate.

Sec. 20068. D-Mannitol.

Sec. 20069. 3,3,4,4,5,5,6,6,7,7,8,8,8-Tridecafluorooctan-1-ol.

Sec. 20070. Phenyl isopropanol.

Sec. 20071. Hydroxytyrosol.

Sec. 20072. 1,6-Dihydroxynaphthalene.

Sec. 20073. Antioxidant for plastics and rubber.

Sec. 20074. Toluhydroquinone (THQ).

Sec. 20075. 1,1,1-Tris(4-

hydroxyphenyl)ethane.

Sec. 20076. mPEG6-mesylate.